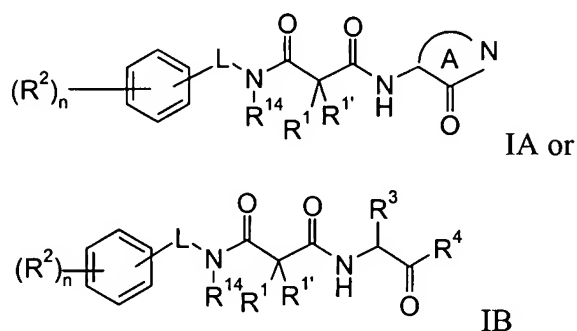
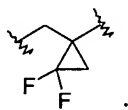


CLAIM AMENDMENTS

1. (Previously presented) A compound of formula



wherein



L is a bond, $-(CH_2)_m-$, $-CH(CH_3)-$, or is

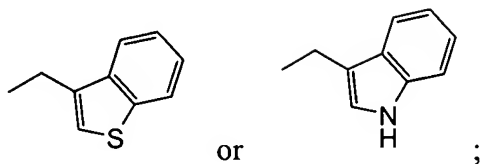
R^1 and $R^{1'}$ are the same or different and are hydrogen, lower alkyl, halogen, benzyl or lower alkenyl;

each R^2 is independently selected from the group consisting of hydrogen, hydroxy, halogen, lower alkyl, lower alkoxy and trifluoromethyl;

R^3 - is phenyl or benzyl, each of which is unsubstituted or substituted by one or two substituents selected from the group consisting of halogen and cyano, or is

- lower alkyl,
- two hydrogen atoms,
- $(CH_2)_m$ -S-lower alkyl,
- $(CH_2)_m$ -cycloalkyl,
- $(CH_2)_m$ -OH,

- CH₂OCH₂-phenyl,



R⁴ is lower alkoxy,

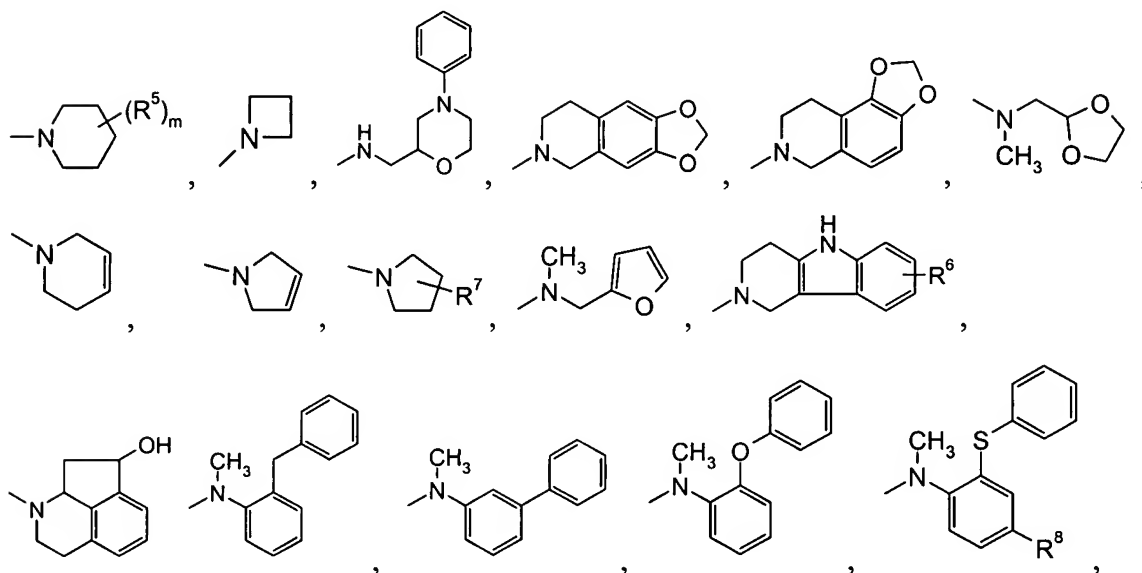
- mono-or dialkyl amino,

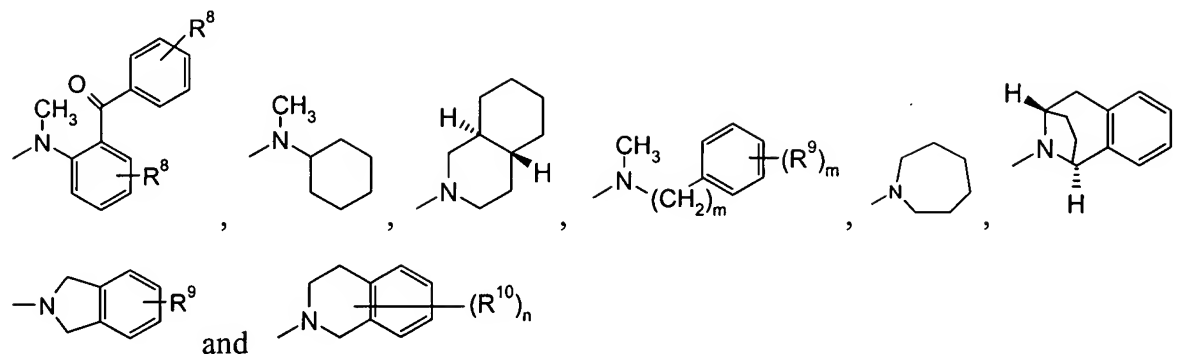
$$-\text{N}(\text{CH}_3)(\text{CH}_2)_m-\text{C}\equiv\text{CH},$$

or is a mono-, di or tricyclic group, unsubstituted or substituted by R^5 to R^{10} , and

which groups can be linked by $-\text{N}(\text{CH}_3)(\text{CH}_2)_o$, to the $-\text{C}(\text{O})$ -group in

formula IB, selected from the group consisting of





wherein

each R^5 is independently selected from the group consisting of hydrogen, halogen,
 lower alkyl and $-(CH_2)_mOH$;

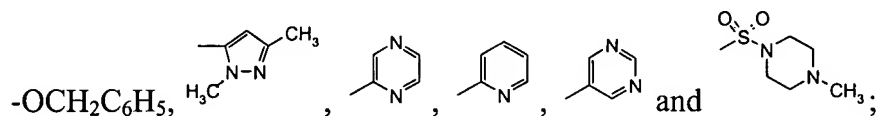
R^6 is hydrogen, halogen or lower alkoxy;

R^7 is hydrogen or $-CH_2OCH_3$;

R^8 is hydrogen or halogen;

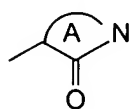
R^9 is hydrogen, lower alkoxy, lower alkyl or amino;

each R^{10} is independently selected from the group consisting of hydrogen, lower alkyl,
 lower alkoxy, lower cycloalkyl, halogen, hydroxy, $=O$, amino, nitro, $-CH_2CN$,

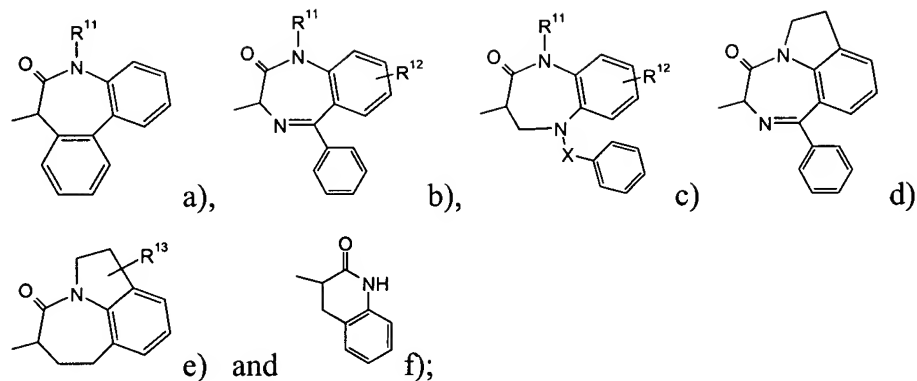


m is 1 or 2;

n is 1, 2 or 3;



is selected from the group consisting of

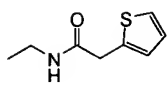
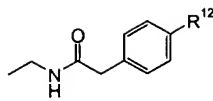


wherein

X is $-\text{CH}_2-$, $-\text{S}(\text{O})_2-$ or $-\text{C}(\text{O})-$;

R^{11} is hydrogen or lower alkyl;

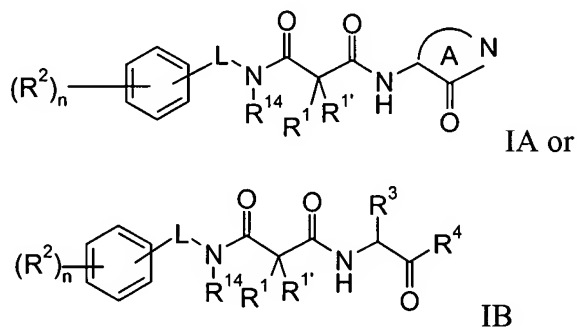
R^{12} is hydrogen or halogen;

R^{13} is hydrogen, CN, hydroxy, $-\text{C}(\text{O})\text{NH}_2$,  or  ;

R^{14} is hydrogen, lower alkyl, $-(\text{CH}_2)_2\text{OH}$ or $-(\text{CH}_2)_2\text{CN}$;

or a pharmaceutically acceptable acid addition salt thereof.

2. (Previously presented) A compound of formula



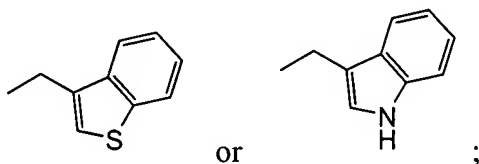
wherein

R^1 and $R^{1'}$ are the same or different and are hydrogen, lower alkyl, halogen, benzyl or lower alkenyl;

each R^2 is independently selected from the group consisting of hydrogen, halogen, lower alkyl, lower alkoxy and trifluoromethyl;

R^3 is phenyl or benzyl, each of which is unsubstituted or substituted by one or two substituents selected from the group consisting of halogen and cyano, or is

- lower alkyl,
- two hydrogen atoms,
- (CH₂)_m-S-lower alkyl,
- (CH₂)_m-cycloalkyl,
- (CH₂)_m-OH,
- CH₂OCH₂-phenyl,

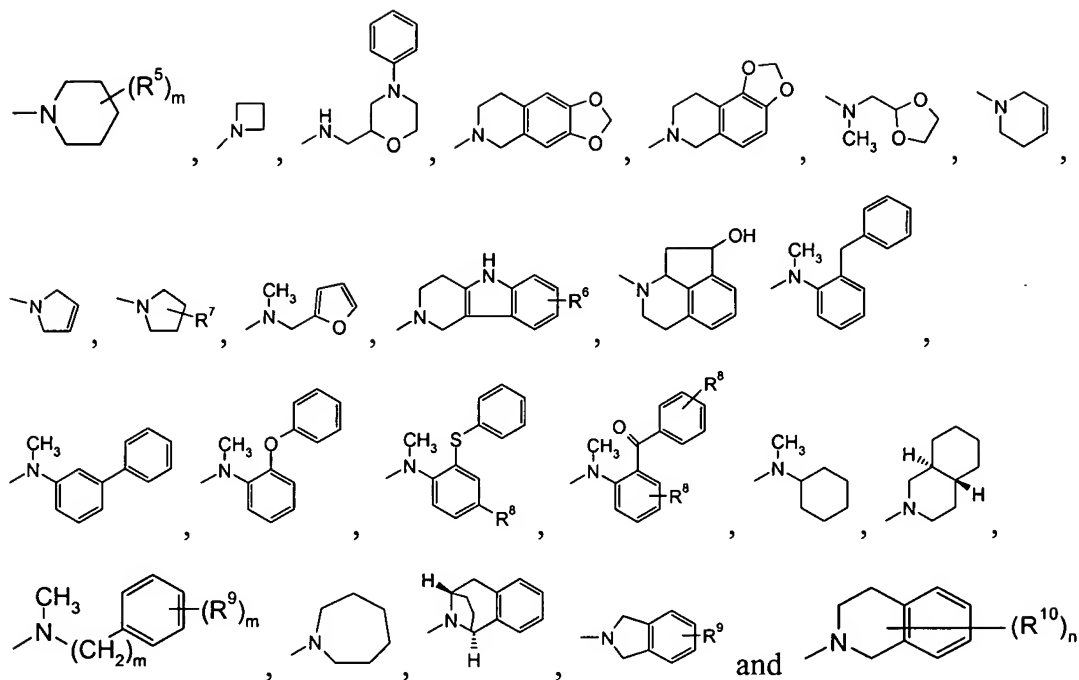


R^4 is lower alkoxy,

- mono-or dialkyl amino,
- N(CH₃)(CH₂)_m-C≡CH,

or is a mono-, di or tricyclic group, unsubstituted or substituted by R^5 to R^{10} , and which groups can be linked by -N(CH₃)(CH₂)_o to the -C(O)-group in formula

IB, selected from the group consisting of



wherein

each R^5 is independently selected from the group consisting of hydrogen,

halogen, lower alkyl and $-(CH_2)_mOH$;

R^6 is hydrogen, halogen or lower alkoxy;

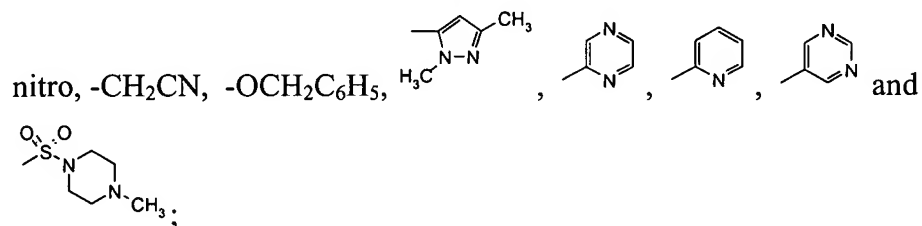
R^7 is hydrogen or $-CH_2OCH_3$;

R^8 is hydrogen or halogen;

R^9 is hydrogen, lower alkoxy, lower alkyl or amino;

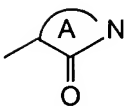
each R^{10} is independently selected from the group consisting of hydrogen,

lower alkyl, lower alkoxy, lower cycloalkyl, halogen, hydroxy, $=O$, amino,

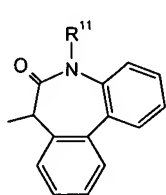


m is 1 or 2;

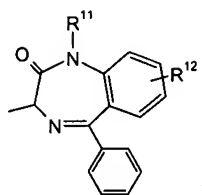
n is 1, 2 or 3;



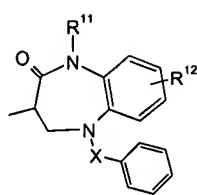
is selected from the group consisting of



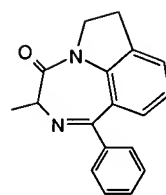
a),



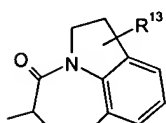
b),



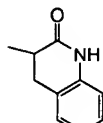
c)



d)



e) and



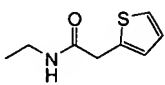
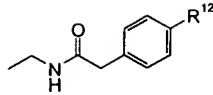
f);

wherein

X is $-\text{CH}_2-$, $-\text{S}(\text{O})_2-$ or $-\text{C}(\text{O})-$;

R^{11} is hydrogen or lower alkyl;

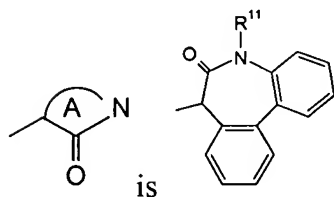
R^{12} is hydrogen or halogen;

R^{13} is hydrogen, CN, hydroxy, $-\text{C}(\text{O})\text{NH}_2$,  or  ;

or a pharmaceutically acceptable acid addition salt thereof.

3. (Original) A compound of formula IA in accordance with claim 1.

4. (Original) A compound of formula IA in accordance with claim 3, wherein



5. (Canceled)

6. (Currently Amended) A compound in accordance with claim 1 selected from the group consisting of

N-(3,5-difluoro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-2-fluoro-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-2-isopropyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-2-ethyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-2-fluoro-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-2,2-dimethyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3,5-difluoro-benzyl)-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-2-propyl-malonamide,

N-benzyl-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

Serial No. 10/767,784
Filed: January 29, 2004

N-(4-fluoro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(4-chloro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(3-fluoro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

N-(2,5-difluoro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

2-methyl-N-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-N'-(2,3,5-trifluoro-benzyl)-malonamide,

N-(2-fluoro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide,

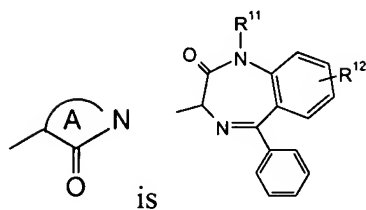
N-(2-chloro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide and

N-(3-chloro-benzyl)-2-methyl-N'-(5-methyl-6-oxo-6,7-dihydro-5H-dibenzo[b,d]azepin-7-yl)-malonamide.

7. (Canceled)

8. (Canceled)

9. (Original) A compound of formula IA in accordance with claim 3 wherein



10. (Original) A compound in accordance with claim 9, selected from the group consisting of

N-(3,5-difluoro-benzyl)-2-methyl-N'-(1-methyl-2-oxo-5-phenyl-2,3-dihydro-1H-benzo[e][1,4]diazepin-3-yl)-malonamide,

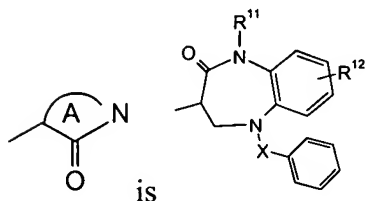
N-(3,5-difluoro-benzyl)-2-fluoro-2-methyl-N'-(1-methyl-2-oxo-5-phenyl-2,3-dihydro-1H-benzo[e][1,4]diazepin-3-yl)-malonamide,

N-(3,5-difluoro-benzyl)-N'-(1-methyl-2-oxo-5-phenyl-2,3-dihydro-1H-benzo[e][1,4]diazepin-3-yl)-2-propyl-malonamide,

N-(3,5-difluoro-benzyl)-2-ethyl-N'-(1-methyl-2-oxo-5-phenyl-2,3-dihydro-1H-benzo[e][1,4]diazepin-3-yl)-malonamide and

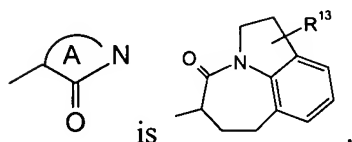
N-(4-chloro-benzyl)-2-methyl-N'-(1-methyl-2-oxo-5-phenyl-2,3-dihydro-1H-benzo[e][1,4]diazepin-3-yl)-malonamide.

11. (Original) A compound of formula IA in accordance with claim 3, wherein



12. (Original) A compound in accordance with claim 11, selected from the group consisting of
- N-(5-benzyl-1-methyl-2-oxo-2,3,4,5-tetrahydro-1H-benzo[b][1,4]diazepin-3-yl)-N'-(3,5-difluoro-benzyl)-2-methyl-malonamide,
- N-(5-benzenesulfonyl-1-methyl-2-oxo-2,3,4,5-tetrahydro-1H-benzo[b][1,4]diazepin-3-yl)-N'-(3,5-difluoro-benzyl)-2-methyl-malonamide and
- N-(5-benzoyl-1-methyl-2-oxo-2,3,4,5-tetrahydro-1H-benzo[b][1,4]diazepin-3-yl)-N'-(3,5-difluoro-benzyl)-2-methyl-malonamide.

13. (Original) A compound of formula IA in accordance with claim3, wherein



14. (Original) A compound in accordance with claim 13, selected from the group consisting of
(2S-cis)-N-(3,5-difluoro-benzyl)-2-methyl-N'-{4-oxo-2-[(2-thiophen-2-yl-acetylamino)-(2R,S)-methyl]-1,2,4,5,6,7-hexahydro-azepino[3,2,1-hi]indol-5-yl}-malonamide and
(2S-cis)-N-(3,5-difluoro-benzyl)-N'-(2-{[2-(4-fluoro-phenyl)-acetylamino]-methyl}-4-oxo-1,2,4,5,6,7-hexahydro-azepino[3,2,1-hi]indol-5-yl)-2,2-dimethyl-malonamide.
15. (Original) A compound of formula IB in accordance with claim 1.
16. (Original) A compound of formula IB in accordance with claim 2.

17. (Original) A compound in accordance with claim 1 , wherein at least one R^2 is fluoro.

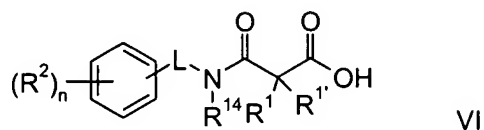
18. (Original) A composition comprising a compound of claim 1 and a pharmaceutically acceptable carrier.

19. (Original) A composition comprising a compound of claim 2 and a pharmaceutically acceptable carrier.

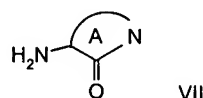
20. (Canceled)

21. (Canceled)

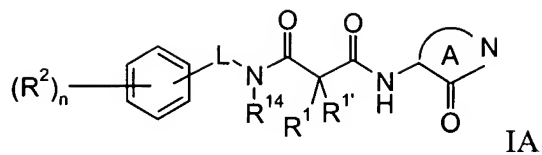
22. (Previously presented) A process for preparing a compound of formula IA as defined in claim 1 which process comprises reacting a compound of formula



with a compound of formula

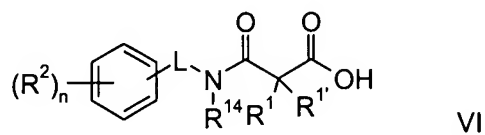


to produce a compound of formula

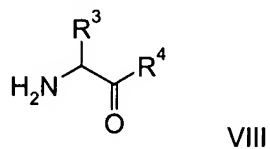


wherein the substituents are defined in claim 1.

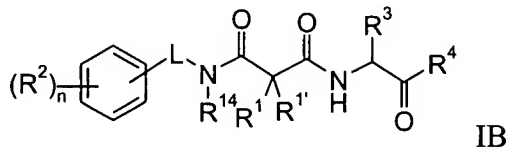
23. (Previously presented) A process for preparing a compound of formula IB as defined in claim 1 which process comprises reacting a compound of formula



with a compound of formula

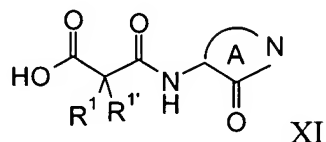


to produce a compound of formula

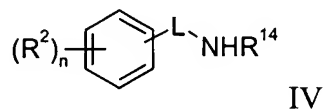


wherein the substituents are defined in claim 1.

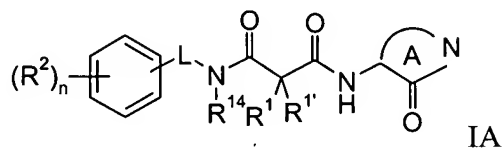
24. (Previously presented) A process for preparing a compound of formula IA as defined in claim 1 which process comprises reacting a compound of formula



with a compound of formula



to produce a compound of formula



wherein the substituents are defined in claim 1.